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6 Attorneys for Defendants,
7 CONCORD AUTOMOBILE DEALERSHIP LLC DBA
LEXUS OF CONCORD LLC, HANK TORIAN AND GREG
JAMES
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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 ROBERT E. BROCK JR.; AMANDA BO) Case No.: 14-cv-01889-HSG
DENTON; JEFFERY LAO; KAMAL)
DAYEKH; WILSON WOO; CHRISTOPHER)
MONTOYA; FRANCISCO UBALDO; and)
other Similarly Situated Employees; TERESA)
M. BROCK; WISSAM HALHOUL; and)
DOES 1-200,)
Plaintiffs,)
v.)
CONCORD AUTOMOBILE DEALERSHIP)
LLC DBA: LEXUS OF CONCORD LLC;)
TOYOTA MOTOR SALES U.S.A., INC.;)
HANK TORIAN; PATRICK MILIANO;)
GREG JAMES; and ROES 1-200,)
Defendants.)
/

22 A. INTRODUCTION

23 This action involves eleven Plaintiffs, nine of which are former employees of Defendant
24 Lexus of Concord, alleging various claims under Title VII, including discrimination, hostile work
25 environment, retaliation, and various wage claims. The Defendants filed motions to dismiss
26 pursuant to FRCP 12(b)(6). On stipulated order, the motions to dismiss were withdrawn in order
27 to allow Plaintiffs to amend their complaint, to allow the Equal Employment Opportunity
28 Commission to complete their review of the administrative claims, and possibly to add more

1 plaintiffs to the complaint. A First Amended Complaint was filed, and Defendants filed motions
2 to dismiss under FRC 12b6. On January 29, 2015, the Court granted the Motions to Dismiss with
3 leave to amend. (See Document 55 in the court docket.) The order required Plaintiffs to file an
4 amended complaint within 14 days from the date of the order. There were very specific pleading
5 requirements included in the order. Defendants are to file their response within 14 days from the
6 date the Second Amended Complaint is filed.

7 The Second Amended Complaint is 71 pages long, with 68 pages of pleading. This is
8 significantly shorter than the First Amended Complaint, yet still a complex and complicated
9 document. Further, some, but not all of the issues raised in the motion to dismiss the First
10 Amended Complaint appear to have been addressed in the pleading (note that the Court did not
11 address the legal issues raised in these motions.) Combined with the fact that counsel for
12 Defendants has been in trial preparation for a complicated trial, an additional week has been
13 requested to file a response to the Second Amended Complaint.

14 Defendants' current deadline to file their response to the Second Amended Complaint is
15 February 27, 2014. Defendants request that the deadline be extended to March 6, 2015.

16 **B. STIPULATION**

17 Parties hereby stipulate as follows:

- 18 1. Defendants' deadline to response to the Second Amended Complaint shall be extended to
19 March 6, 2015.
20 2. No party is prejudiced by this extension.

21 **C. CONCLUSION**

22 For these reasons, the parties ask this court to grant an order extending Defendants'
23 deadline to respond to the Second Amended Complaint to March 6, 2015.

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1 Dated: February 26, 2015

TOSCHI, SIDRAN, COLLINS & DOYLE

3 /s/ David R. Sidran

4 David R. Sidran
5 Thomas M. Crowell
6 Attorneys for Defendants,
7 Concord Automobile Dealership, LLC dba
Lexus of Concord LLC, Hank Torian, and
Greg James

8
9 Date: February 26, 2015

PORTER SCOTT

10 /s/ Derek J. Haynes

11 Michael W. Pott
12 Derek J. Haynes
13 Attorneys for Defendant
PATRICK MILIANO

14 Dated: February 26, 2015

15 LAW OFFICES OF BONNER & BONNER

16 /s/Charles A. Bonner

17 Charles A. Bonner
18 Attorney for Plaintiffs

19 **ORDER**

20 After considering the parties' Stipulation and GOOD CAUSE SHOWN, it is ordered that
21 Defendant's deadline to respond to the Second Amended Complaint shall be extended one week to
22 March 6, 2015.

23 Dated: February 27, 2015



24 Hon. Haywood S. Gilliam, Jr.
U.S. District Judge